IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO. 953 OF 2000

IN

WRIT PETITION NO. 1500 OF 2000.

National Textile Corporation
(Maharashtra North) Limited. ... Appellant
(Org. Peitioner)

Versus

Shri Kundlik Mahadeo Mohan & Anr. Respondents

Mr. Shailesh More i/b. S.M.Naik for appellant.
Mr. P.M.Patel for Respondent No.1.

CORAM: D.K.DESHMUKH &
J.H.BHATIA,JJ.
DATE : 1st August, 2007.

P.C.

1. By this Appeal, the appellant challenges the order passed by the learned Single Judge of this Court in Writ Petition No.1499 of 2000 and other connected Writ Petitions. The learned Single Judge by an

elaborate judgment dismissed the petition filed by the petitioner and confirmed the order passed by the Industrial Court. By the order of the Industrial Court dated 21.12.1999, which was impugned in the petition, the Industrial Court held that the appellant has indulged in unfair labour practice and, therefore, the Industrial Court directed the appellant to provide work to the complainant on the post the complainant was working and also directed them to pay salary and attendant benefits from 1.1.1991 onwards. There are certain other reliefs granted by the Industrial Court.

2. We have been informed by the learned Counsel appearing for the appellant that since there was no appropriate order passed by the Writ Court, the order of the Industrial Court has been implemented. The work has been provided to the complainant and the amount has also been paid. This statement is confirmed by the learned Counsel appearing for the respondent No.1.

3. We have heard learned Counsel for both the sides.

4. After having gone through the record, specially the detailed judgment of the learned Single Judge, we do not find any patent illegality in the order. Considering the fact that the order of the Industrial

Court has now been implemented and the original complainant is presently working with the appellant, in our opinion, it will not be appropriate for this Court to disturb the situation which is existing today.

5. In the result, therefore, the Appeal is disposed of.

(D.K.DESHMUKH,J.)

(J.H.BHATIA,J.)